

DURIE TANGRI LLP
DARALYN J. DURIE (SBN 169825)
ddurie@durietangri.com
SONALI D. MAITRA (SBN 254896)
smaitra@durietangri.com
217 Leidesdorff Street
San Francisco, CA 94111
Telephone: 415-362-6666
Facsimile: 415-236-6300

Attorneys for Defendants and Counter-Plaintiffs
NICHIA CORP. and NICHIA AMERICA CORP.

See Signature Pages for Complete List of Parties

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

BLUESTONE INNOVATIONS LLC,

Plaintiff,

v.

NICHIA CORPORATION and
NICHIA AMERICA CORPORATION,

Defendants.

Case No. 3: 12-cv-00059-SI

**STIPULATION AND ~~PROPOSED~~ ORDER
SELECTING ADR PROCESS**

Ctrm: 10, 19th Floor
Judge: Honorable Susan Illston

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in private mediation, subject to each of the following conditions:

- The parties mutually agree on the mediator;
- The parties mutually agree on the format of the mediation and what papers will be provided to the mediator and/or to the parties' representatives;
- A corporate representative of each party with full settlement authority will be present at the mediation;
- The mediation will take place in San Francisco, CA; and
- The mediation will initially be limited to half of a day, though additional mediation may occur if mutually agreed upon by the parties.

The parties agree to hold the private mediation within 90 days following the Court's issuance of the claim construction order in this litigation.

Dated: May 24, 2013

NIRO, HALLER, and NIRO

/s/ David J. Mahalek

By: _____
DAVID J. MAHALEK

DAVIS WRIGHT TREMAINE LLP
MARTIN L. FINEMAN (SBN 104413)
martinfineman@dwt.com
505 Montgomery Street, Suite 800
San Francisco, CA 94111
Telephone: 415-276-6575
Facsimile: 415-276-6599

NIRO, HALLER & NIRO
DEAN D. NIRO (Admitted *pro hac vice*)
dniro@nshn.com
DAVID J. MAHALEK (Admitted *pro hac vice*)
mahalek@nshn.com
OLIVER D. YANG (Admitted *pro hac vice*)
oyang@nshn.com
181 West Madison, Suite 4600
Chicago, IL 60602-4515
Telephone: 312-236-0733
Facsimile: 312-236-3137

Attorneys for Plaintiff
BLUESTONE INNOVATIONS LLC

1 Dated: May 24, 2013

DURIE TANGRI LLP

2 /s/ Sonali D. Maitra

3 By: _____
SONALI D. MAITRA

4 DARALYN J. DURIE (SBN 169825)

ddurie@durietangri.com

5 SONALI D. MAITRA (SBN 254896)

smaitra@durietangri.com

6 217 Leidesdorff Street

San Francisco, CA 94111

7 Telephone: 415-362-6666

8 Facsimile: 415-236-6300

9 **PAUL, WEISS, RIFKIND, WHARTON &
GARRISON LLP**

KENNETH A. GALLO (Admitted *pro hac vice*)

kgallo@paulweiss.com

10 DIANE C. GAYLOR (Admitted *pro hac vice*)

dgaylor@paulweiss.com

11 J. BRIAN HART, JR. (Admitted *pro hac vice*)

bhart@paulweiss.com

12 2001 K Street, NW

Washington, DC 20006-1047

13 Telephone: 202-223-7300

14 Facsimile: 202-223-7420

15 **PAUL, WEISS, RIFKIND, WHARTON &
GARRISON LLP**

CATHERINE NYARADY (Admitted *pro hac vice*)

cnyarady@paulweiss.com

16 BRIAN P. EGAN (Admitted *pro hac vice*)

began@paulweiss.com

17 ALEXANDER B. PARKER (SBN 264705)

1285 Avenue of the Americas

18 New York, NY 10019-6064

19 Telephone: 212-373-3000

20 Facsimile: 212-757-3990

21 ATTORNEYS FOR DEFENDANTS AND COUNTER-
CLAIMANTS

22 NICHIA CORP. AND NICHIA AMERICA CORP.

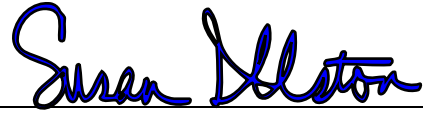
23 I, Sonali D. Maitra, am the ECF User whose identification and password are being used to file
24 this Stipulation and [Proposed] Order Selecting ADR Process. Pursuant to Civil L.R. 5-1(i)(3), I hereby
25 attest that counsel for the foregoing parties have concurred in this filing.

26 /s/ Sonali D. Maitra

27 SONALI D. MAITRA

PURSUANT TO STIPULATION, SO ORDERED.

Dated: 6/11/13



HONORABLE SUSAN ILLSTON
UNITED STATES DISTRICT COURT JUDGE

CERTIFICATE OF SERVICE

I certify that all counsel of record is being served on May 24, 2013 with a copy of this document via the Court's CM/ECF system at the email addresses below:

Dean D. Niro

Robert A Conley

David J. Mahalek

Oliver D. Yang

Niro Haller & Niro

181 W. Madison Street, Suite 4600

Chicago, IL 60602

312-236-0733

dniro@nshn.com

rconley@nshn.com

mahalek@nshn.com

oyang@nshn.com

John Michael Pickett

Young Pickett & Lee

4122 Texas Blvd.

Texarkana, TX 75504-1897

903-794-1303

Fax: 903-794-5098

jpickett@youngpickettlaw.com

William B Dyer , III

Finnegan Henderson Farabow Garrett & Dunner - Atlanta

303 Peachtree St, NE, Suite 3500

Atlanta, GA 30308

404-653-6400

Fax: 404-653-6444

bill.dyer@finnegan.com

/s/ Sonali D. Maitra

SONALI D. MAITRA